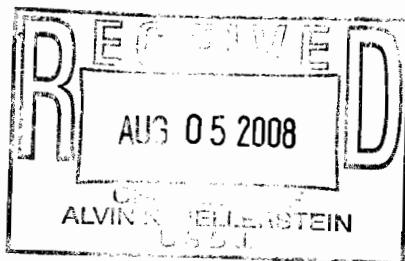


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August 5, 2008

VIA FAX (212-805-7942)

Honorable Alvin K. Hellerstein
United States Courthouse
Southern District of New York
500 Pearl Street
New York, NY 10007

*So ordered
8-6-08
Alvin Hellerstein*
29172.00135

Re: L'Oreal USA Creative, Inc. and L'Oreal USA, Inc. v. Zotos International, Inc.
(08 Civ. 3727) (AKH)

Dear Judge Hellerstein:

We represent the plaintiffs in the above-referenced action. The complaint for trade dress infringement and related claims was filed on April 18, 2008; however, because the parties immediately engaged in settlement discussions, formal service was not effected. As a result, the defendant has not served its answer and there has been no formal appearance on behalf of the defendant.

The Court originally scheduled an initial conference for July 18, 2008. Upon request of the undersigned, the Court adjourned the initial conference to August 15, 2008. The parties continue to engage in settlement discussions which they believe have the potential for being successful. To allow the parties sufficient time to continue those negotiations and, if successful, to prepare the necessary documents finally to resolve the matter, it is requested that the initial conference be adjourned to Friday, September 26, 2008. Although opposing counsel has not formally appeared, he agrees with this request. There are no other dates previously scheduled by the Court. *293 an*

We ask the Court for its favorable consideration.

Respectfully submitted,

Robert L. Sherman

Robert L. Sherman
of PAUL, HASTINGS, JANOFSKY & WALKER LLP
RLS/lr

cc: Garrett Leach, Esq. (Via Fax 312-861-2200)

